3 CH 1604

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

Writ Petition No. 3517 /2003

PETITIONER : Dev Prasad Mishra S/o Shri Bhikham Mishra, aged about 53 years, resident of Sirgitti, Tah.Bilaspur, Distt. Bilaspur (C.G.).

Versus

RESPONDENTS : 1. State of Chhattisgarh Through : Secretary, Home Department, D.K.S.Bhawan, Raipur (C.G.).

2. Inspector General Police, Bilaspur (C.G.).

3. Superintendent of Police, Bilaspur (C.G.).

4. Station House Officer Police Station, Tarbahar, Bilaspur (C.G.)

5. District Magistrate, Bilaspur Distt. Bilaspur (C.G.)

6. Onkar Awasthi S/o Ram Khilawan

7. Gajanand Awasthi S/o Ram Khilawan

8. Raghubir Awasthi S/o Ram Khilawan

9. Sunil Awasthi S/o Gajanand Awasthi

10. Bijju Awasthi S/o Onkar Awasthi.

11. Bhura Awasthi S/o Onkar Awasthi.

No. 6 to 11 Caste - Brahman, resident of Sirgitti, Tahsil Bilaspur, District Bilaspur (C.G.).

P.R. No. 3316/03 Presented by Shri Manoj Mishra dated 26.10.03

RECEIVED COPY Clerk to A.G. Bilaspur

PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA FOR APPROPRIATE WRIT OR DIRECTION

The above named petitioner begs to submit as under:-

....contd.....

(32)

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP No- 3517 सन् 2003

आदेश पत्रक (पूर्वानुबद्ध),

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	06.02.2004.	

m Shri Manoj Mishra, counsel for the petitioner.

Shri P.Das, P.L. for the State.

The petitioner has preferred this writ petition under Article 226/227 of the Constitution of India on the ground that the respondents No.6 to 11 are regularly harrassing the petitioner who is a neighbourer of the respondents No.6to11.

The petitioner is central government employee in the Railway Department and the respondent No.7 is a constable in the Excise Department and there is some dispute regarding land between him and respondents No.6 to 11 and matter is pending beforee the Revenue Court. On 13.10.2000, the respondent No.6 left the water from his tubewell to go on the agricultural land of the petitioner and whenthe petitioner objectedto that , the respondent No.6 abused the petitioner and threatened to kill him and complaint to that effect was made to respondent No.4, S.H.O. Police Station Tarbhaar. On 09.05.2001 & 05.07.2001 alsothe respondent No.6 threatened the petitioner and the petitioner is regularly ma-king complaint to the police but they are not taking any action in the matter. Even, the petitioner filed a complaint before the CJM, and the CJM vide its order dated 22.02.2003 ordered

XI-HC-22

(33)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक..... सन् 200

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित (2)	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	for registration of the case and to investigate the matter. But, till date the police is not filing any chargesheet or taking any action. In view of the above fact, the petitioner is allowed to make a representation to the Superintendent of Police, Bilaspur regarding all his grievances and in turn, the Superintendent of Police will consider the complaint of the petitioner and direct some responsible officer to look into the grievances of the petitioner. With the aforesaid direction, the petition is dismissed. **Sd/-** **L.C. Bhadoo** **Judge**	

Roshan/
sunita

[पीछे देखिये